Name (Print/Type)

Shawn K. Leppo, Esq.

2003/013

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Date January 24, 2006

PTO/5D/17 (12-04/2)
Approved for use through 07/31/2006, OMB 0051-0032
U.S. Patent and Tradenius Office; U.S. DEPARTMENT OF COMMERCE Under the Preservork Reduction Act of 1995, on neighbors are required to respond to a collection of information unloss if displays a wild OMR control (mother Effective on 12/08/2004. Complete if Known Food pursuant to the Consolidated Appropriations Act. 2005 (H.R. 4818) 09/833.432 Application Number FEE TRANSMIT Filing Date April 12, 2001 For FY 2005 First Named Inventor SHUMAKER, et al. Examiner Name NAHAR Applicant claims small entity status. See 37 CFR 1.27 Art Unit 2191 TOTAL AMOUNT OF PAYMENT 500.00 Attorney Docket No 13DV-13932 (07783-0078) METHOD OF PAYMENT (check all that apply) Check None Other (please identify): ✓ Deposit Account Deposit Account Number. 50-1059 Doposit Account Name. McNees Wallace & Nurick For the above-identified deposit account, the Director is hereby authorized to: (check all that apply) √ | Charge fee(s) indicated below Charge fee(s) indicated below, except for the filling fee Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments WARNING: Information on this form may become public. Credit card information about not be included on this form. Provide credit card information and authorization on PTO-2038. FEE CALCULATION 1. BASIC FILING, SEARCH, AND EXAMINATION FEES FILING FEES SEARCH FEES **EXAMINATION FEES** Small Entity Small Entity Small Entity Application Type Foo (\$) Fee (\$) Fees Paid (\$) Foo (\$) Fee (\$) Fee (\$) Fee (\$) Utility 300 500 150 250 200 100 Design 200 100 130 50 65 Plant 200 100 300 150 160 80 Reissue 300 150 500 600 250 300 Provisional 200 100 0 () 0 2. EXCESS CLAIM FEES Small Entity Foo Description Fee (\$) Fee (\$) Each claim over 20 (including Reissnes) 50 Each independent claim over 3 (including Reissnes) 200 100 Multiple dependent claims 360 180 **Total Claims** Extra Claims Fee (\$) Foo Pald (\$) Multiple Dependent Claims - 20 or HP = Fon (\$) Fon Paid (\$) HP - highest number of total citims paid for, if greater than 20 Indep. Claims Extra Claims Fco (\$) Fee Paid (\$) - 3 or HP = HP = highest number of Independent claims paid for, if greater than 3 3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(c)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Shoots Extra Shoots Number of each additional 50 or fraction thereof Total Shoots Foo (\$) Foe Paid (\$) - 100 (round up to a whole number) x 4. OTHER FEE(S) Fees Paid (\$) Non-linglish Specification, \$130 fee (no small entity discount) Other (e.g., late filing surcharge): Notice of Appeal Foo 500 SUBMITTED BY Registration No Signature Telephone (717) 232-8000

This collection of information is required by 37 CFR 1.196. The information is required to obtain or retain a benefit by the public which is to the (and by the USPTO to process) on application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including pathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the encount of time you require to complete this form and/or surgestions for inducing this builden, should be sent to the Chief Information Officer, U.S. Palent and Trademark Office, U.S. Department of Commerce, F.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

(Attorney/Agent)

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PTO/SB/31 (04-05)

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	NOTICE OF APPEAL FROM THE EXAMINER TO	^	Docket Number (Optional)			
THE BOARD OF PATENT APPEALS AND INTERFEREN			1201/1203	1201/ 12022 (07702 0070)		
		1300-1		3932 (07783-0078)		
I hereby certify that this correspondence is being facsimile transmitted		In re Application of SHUMAKER, et al.				
	to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mall in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] January 24, 2006		SHOWARLIN, Et al.			
"Con			Application Number 09/833,732 Filed April 12, 2001			
011						
Signature # 42, 202		ror SYSTEM AND METHOD FOR UP				
		Art Unil		Examiner		
Type name	d or ppfored Theodore R. West	2191		NAHAR		
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.						
				500.00		
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Applicant claims small entity status. See 37 CFR 1.27. Therefore, the toe shown above is reduced						
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	A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.					
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	applicant/invontor.		UK Jon	#50,311		
	assignue of record of the entire interest.	<i>-</i>		malure		
	See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.	Shawn K. Leppo, Esq.				
	(Form PTO/SB/96)	Typed or printed name				
X	attorney or agent of record. Registration number 50,311	(717) 232-8000				
		-· 	Telepho	no number		
	afterney or agent acting under 37 CFR 1.34.	January 24, 2006				
	Registration reunition if picting under 37 CFR 1.34.	January 24, 2006				
- ""						
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*						

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a bonefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. If the will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sont to the Chief Information Officer. U.S. Potent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450. Alexandria, VA 22313-1450. DO NOT SEND FCES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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NOTICE OF APPEAL FROM THE EXAMINER T						
THE BOARD OF PATENT APPEALS AND INTERFER	ENCES	INCES 13DV-13932 (07783-0078)				
Decolor codilly that this correspondence is below to significant	V 45 00 0 0000					
I heroby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with	In re Application of SHUMAKER, et al.					
sufficient postage as first class mail in an envelope addressed to						
"Commissioner for Palents, P.O. Box 1450, Alexandria, VA 22313-1450" (37 CFR 1 8/a))	Application Number		Filed April 40, 0004			
1450" [37 CFR 1.8(a)] January 24, 2006	09/833,732 April 12, 2001					
Signature # 42, 202	For SYSTEM AND METHOD FOR UP					
	Art Unit		Examiner			
Typed or profed Theodore R. West	2	191	NAHAR			
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the fast decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))						
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A check in the amount of the fee is enclosed.						
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The Director has already been authorized to charge fees in this application to a Direct Account. I have enclosed a duplicate copy of this sheet.						
The Director is hereby authorized to charge any fees which may be required for credit any overpayment to Deposit Account No. 50-1059 . I have processed a district recopy of this sheet.						
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I am the						
applicant/invontor.	L	48.6	#50,211			
assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.		Shawn K. Leppo, Esq.				
(Form PTO/SB/96)	•	Typed or printed name				
attorney or agent of record. Respiration number	(717) 232-8000					
	· 	Telephone number				
attorney or agent acting under 37 CFR 1.34.		January 24, 2006				
Registration number if acting under 37 CFR 1.34.	-	Date				
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This collection of inferrention is required by 37 CFR 4131. This information is required to obtain or retain a bonetably the public which is to the (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to compete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will viry depending upon the individual case. Any comments on the emount of time you require to complete this form endors superstions for reducing this burden, should be sont to the Citief Information Officer. U.S. Pident and Tradomark Office. U.S. Department of Commerce, P.O. Box 1450, Alexandra, VA 22313-1450. DO NOT SEND FRES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandra, VA 22313-1450.

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